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INTEL CORPORATION LONG TERM DISABILITY PLAN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ALICIA MACKEY,

Plaintiff,

vs.

AETNA LIFE INSURANCE COMPANY;
INTEL TOTAL COMPENSATION AND
BENEFIT PACKAGE; INTEL CORPORATION
LONG TERM DISABILITY PLAN,

Defendants.

Case No. CV 09-2288 CRB

**STIPULATION TO VACATE THE
EXISTING CASE DEADLINES AND
[PROPOSED] ORDER VACATING CASE
DEADLINES**

1 The parties to this action, Plaintiff Alicia Mackey and Defendant Intel Corporation
2 Long Term Disability Plan (collectively “the parties”), through their respective attorneys of
3 record, hereby stipulate and agree to the following:

4
5 1. This is an action for long term disability benefits under an employee welfare
6 benefit plan regulated by the Employee Retirement Income Security Act of 1974, 29 U.S.C.
7 §§ 1001 *et seq.* (“ERISA”);

8 2. The Court has granted one prior request by the parties to extend the case
9 deadlines (see Docket No. 33, “Amended Stipulation And Order Extending Case Deadlines,
10 December 31, 2009);

11 3. In the Court’s December 31, 2009 Order, the Court set a hearing date for the
12 parties’ Cross-Motions for Summary Judgment of July 23, 2010, with the Cross-Motions to
13 be filed by June 18, 2010;

14 4. The parties participated in an early neutral evaluation (“ENE”) pursuant to the
15 Court’s ADR procedures on December 14, 2009;

16 5. While this matter was not resolved at the ENE session, the parties have
17 engaged in continued good faith settlement discussions since that session, including
18 discussions up to the date of this Stipulation;

19 6. The parties require additional time to continue their efforts to resolve this
20 litigation without the need for filing Cross-Motions for Summary Judgment or further litigating
21 the merits of this case;

22 7. Accordingly, the parties request that the Court vacate the current filing and
23 hearing dates for the parties’ Cross-Motions for Summary Judgment, as well as all
24 associated deadlines, including the deadlines for the filing of the parties’ opposition and
25 reply briefs, and the date scheduled for the next Case Management Conference;

26 8. The parties further request that the Court give the parties two weeks’ time to
27 continue their efforts to finalize an agreement to resolve this litigation, until Friday, July 2,
28

7 Good cause exists for briefly vacating the deadlines for the parties' Cross-Motions for
8 Summary Judgment, and all related deadlines, and for allowing the parties until July 2, 2010
9 to file a further Stipulation and Proposed Order with the Court.

1 IT IS SO STIPULATED:

3 Dated: June 14, 2010

MILLER LAW GROUP
A Professional Corporation

By: _____
Katherine L. Kettler
Attorneys for Defendant INTEL
CORPORATION LONG TERM
DISABILITY PLAN

Dated: June 14, 2010

KANTOR & KANTOR

21 By: /S/
22 Peter S. Sessions
Attorneys for Plaintiff ALICIA MACKEY

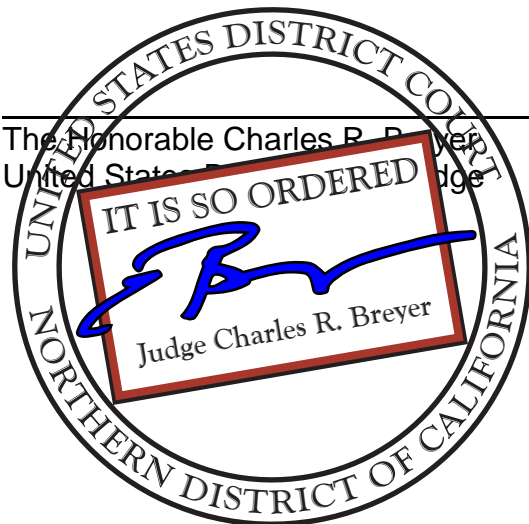
[PROPOSED] ORDER

9. Having reviewed the Stipulation executed by Plaintiff Alicia Mackey and Defendant Intel Corporation Long Term Disability Plan, and good cause appearing, the Court hereby orders that the July 23, 2010 hearing on the parties' Cross-Motions for Summary Judgment and associated dates, as well as the scheduled Case Management Conference are VACATED. The Court further orders that the parties shall have until July 2, 2010 to file a further Stipulation and Proposed Order with the Court requesting a further Order of the Court, in the event such is needed, with regard to any resolution of this litigation, or requesting stipulated dates for the filing of Cross-Motions for Summary Judgment and associated deadlines, and for a further Case Management Conference.

IT IS SO ORDERED.

Dated: June 16, 2010

The Honorable Charles R. Breyer
United States District Judge



4843-1848-1414, v. 1